



Attorney Docket No. 204984 [formerly 22499-68466]

7-29-05

2161
PATENT
EN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John Barthelow CLASSEN

Application No.: 10/081,705

Group Art Unit: 2161

Filed: 02/21/2002

Examiner: LEROUX, Etienne Pierre

Title: COMPUTER ALGORITHMS AND METHODS FOR PRODUCT SAFETY

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail (Label No. EL998810804US) addressed to: Mail Stop Amendment; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 28, 2005	
Date of Deposit	
Name	Debra A. Coccia
Signature	<i>Debra A. Coccia</i>
Date	7/28/05

SUPPLEMENTAL INFORMATION DISCLOSURE

Sir:

Applicant previously filed Information Disclosure Statements on September 23, 2004 and November 2, 2004.

Applicant now attaches two (2) additional references for the Examiner's review. These references were brought to the attention of Applicant's representative by a third party, and are NOT considered to be prior art. However, the cited references and the Federal Circuit case of In re Ngai and Lin, 03-1524 (Fed.Cir. 2004), which was referenced in one of the two references, are all brought to the Examiner's attention for completeness.

CONCLUSION

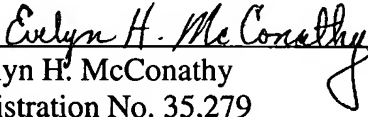
It is respectfully requested that the information be considered by the Examiner and that a copy of the attached Form PTO-1449 be returned indicating that said references have been considered.

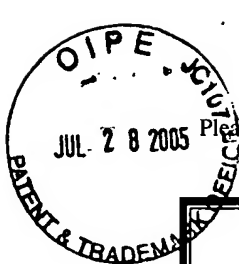
As this Supplemental Information Disclosure is being filed prior to the issuance of the first Office Action, Applicant asserts that there is no filing fee required. However, in the event any fees are required in connection with this paper, the Commissioner is hereby authorized to charge Deposit Account No.: 50-0573. A copy of this document is enclosed.

Applicants' undersigned attorney may be reached by telephone at (215) 988-2700. All correspondence should be directed to the below-listed address.

Respectfully submitted,

Dated: July 28, 2005


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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM		Application Number	10/081,705
(to be used for all correspondence after initial filing)		Filing Date	02/21/2002
		First Named Inventor	John Barthelow CLASSEN
		Group Art Unit	2161
		Examiner Name	LEROUX, Etienne Pierre
Total Number of Pages in This Submission		Attorney Docket Number	204984 [formerly 22499-68466]
ENCLOSURES (check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply/ <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) – Figs. <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): PTO 1449 with cited two (2) references and a related Federal Circuit case; Return Postcard.	
Remarks:			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Drinker Biddle & Reath LLP		
Signature			
Printed Name	Evelyn H. McConathy, Reg. No. 35,279		
Date	July 28, 2005		
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I hereby certify that this paper, along with any documents referred to as being enclosed therewith, is being deposited with the United States Postal Service via express mail label EL998810804US addressed to Mail Stop Amendment, U.S. Patent Office, Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: July 28, 2005.			
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Signature		Date: July 28, 2005	
414263			

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APPLICANT: John Barthelow CLASSEN

FILING DATE: 02/21/2002

GROUP 2161

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if appropriate

FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Subclass	Translation Yes/No/Abstract

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, etc.)

1.	Classen, J.B., "New Patents for Older Products Through Patenting Product Safety Information," www.vaccines.net , (2005).
2.	Fiala, T.C. and Wright, J.E., "Drug Labeling Patents: A New Line of Defense for Protecting Old Drugs?," The Intellectual Property Strategist, LJN (2005).

Examiner Signature:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).
PTO-1449.doc